Express Mail No.: EV 324622087 US PATENT APPLICATION

Attorney Docket No.: 069078.0119

408 U.S. PTO 07/21/03

cFirst Named Inventor: Clay E. Towery, et al. (Or Application Identifier)

## TRANSMITTAL FOR U.S. PATENT APPLICATION UNDER 37 C.F.R. § 1.53(b)

Mail Stop Patent Application Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

## Sir:

		iling is a patent application entitled: REARM SIGHT, AND METHOD OF OPERATING SAME
<u>X</u>	Original Continuat	pplication is:  ion Divisional Continuation-In-Part prior application No
Enclo	osed are:	
<u>X</u> <u>X</u> <u>X</u>	Drawings Combined X Newl Copy	tion, Claims and Abstract ( <u>37</u> Total Pages) ( <u>3</u> Total Sheets of <u>X</u> Formal <u>Informal</u> ) Declaration/Power of Attorney ( <u>4</u> Total Pages) y executed (original or copy) from a prior application continuation or divisional only) Incorporation By Reference - The entire disclosure of the prior application, from which the copy of the Declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference herein. This application is being filed by fewer than all of the inventors named in the prior application, under 37 CFR \$1.53(d)(4). Please DELETE the following inventor(s) named in the prior nonprovisional application:

X Assignment, with a separate cover sheet in compliance with 37 C.F.R. § 3.28 and § 3.31, and an Assignment recording fee of \$ 40.00 pursuant to 37 C.F.R. §1.21(h).

<u>X</u>	Information Disclosure Statement (IDS), and Form PTO-1449 $\underline{X}$ Copies of documents listed on Form PTO-1449.						
	Preliminary Amendment Please enter before calculating the filing fee.						
	Priority is claimed under 35 USC §119 based on:						
	A certified copy of the priority application is enclosed.						
<u>X</u>	Letter Requesting Non-Publication						
<u>X</u>	Return Receipt Postcard						
	The enclosed application is in the form of a foreign language text:  An English translation is enclosed, along with a statement that the translation is accurate.  Please notify the undersigned of the due date for submitting an English translation.  An enclosed check includes the fee of \$ for processing a foreign language text.						
Appl	icant is a X large small entity.  Small Entity Statement enclosed.  Small Entity Statement filed in prior application.  Status still proper and desired.						

FEE CALCULA	FEE				
	Number		Number Extra	Rate	Basic Fee
					\$750.00
Total Claims:	23	-20 =	3	X \$18 =	\$ 54.00
Independent Claims	6	- 3 =	3	X \$84 =	\$252.00
TOTAL FILING FEE	\$1,056.00				

- Enclosed are checks in the amounts of \$ 1,056.00 for the filing fee, and \$ 40.00 for the recording fee.
- \_X Please credit any overpayment, or charge any additional fees required by this paper, to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P. A duplicate copy of this sheet is enclosed.

This application is being filed without the Declaration and filing fee. Please advise the undersigned of the due date for submitting the Declaration and/or filing fee.

Respectfully submitted, BAKER BOTTS L.L.P.

Attorneys for Applyicant

T. Murray Smith Reg. No. 30,222 (214) 953-6684

Date: July 21, 2003

Correspondence Address: T. Murray Smith Baker Botts L.L.P.

2001 Ross Avenue

Suite 600

Dallas, Texas 75201-2980 Telephone: (214) 953-6500 Facsimile: (214) 953-6503

1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Clay E. Towery, et al.

Serial No.:

Unknown

Filing Date:

July 21, 2003

Title:

ELECTRONIC FIREARM SIGHT, AND METHOD OF OPERATING SAME

Willie Tiles

MAIL STOP PATENT APPLICATION Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

I hereby certify that the enclosed documents (listed below) are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on this 21st day of July, 2003, addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Enclosures: Application

Application Transmittal Form (3 pages)

Letter Requesting Non-Publication (1 page) Specification, Claims and Abstract (37 pages)

Formal Drawings (3 Sheets)

Declaration (4 pages)

Assignment, with cover sheet (5 pages)

Information Disclosure Statement, with enclosures

Checks (\$1,056.00 and \$40.00) Acknowledgment Post Card

Express Mail Receipt: EV 324622087 US Attorney Docket No.: 069078.0119